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August 16, 2012

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Re: The Texas Taxpayer & Student Fairness Coalition, et al. v. Robert Scott, et al.
Cause No. D-1-GV-11-003130

Dear Counsel:



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

This letter serves as the parties agreement to amend the following deadlines in the scheduling order pursuant to Rule 11 of the Texas Rules of Civil Procedure.

1. DESIGNATION OF EXPERTS

08/20/12

Any party seeking affirmative relief on any claim shall, by this date:

(1) designate experts pursuant to and in compliance with TEX. R. Civ. P. 194.2(f) and 195;

(2) serve all other parties with expert reports, which shall include: (A) a list of the expert(s)' publications for the previous seven (7) years, (B) a list of matters in which the expert(s) provided deposition or trial testimony for the previous seven (7) years, (C) a description of the compensation for the expert(s)' work in this case, and (D) a complete statement of the opinions the expert(s) will offer and the bases for same; and

(3) provide three dates prior to September 21, 2012, upon which each such expert will be made available for oral deposition (deposition dates beyond September 21, 2012 may be provided by agreement of the parties or with leave of Court).

09/17/12

Any party resisting claims for affirmative relief on any claim shall, by this date:

(1) designate experts pursuant to and in compliance with TEX. R. Civ. P. 194.2(f) and 195;

(2) serve all other parties with expert reports, which shall include: (A) a list of the expert(s)' publications for the previous seven (7) years, (B) a list of matters in which the expert(s) provided deposition or trial testimony for the previous seven (7) years, (C) a description of the compensation for the expert(s)' work in this case, and (D) a complete statement of the opinions the expert(s) will offer and the bases for same;

(3) engage in their best efforts to make the experts available for oral deposition during the week of October 1, 2012; and

(4) if the experts are unavailable during the week of October 1, provide three dates prior to October 12, 2012, upon which each



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GREG ABBOTT

such expert will be made available for oral deposition (deposition dates beyond October 12, 2012 may be provided by agreement of the parties or with leave of Court).

10/01/12

All parties asserting claims for affirmative relief shall provide to all other parties any supplemental expert reports for previously designated experts by this date.

The parties agree that Defendants are under no obligation to supplement their own expert reports to respond to opinions, analyses, data, or other matters contained in the supplemental reports of Plaintiffs and/or Intervenor ("Supplemental Matters") and further agree that no Plaintiff/Intervenor will object to any expert opinions or testimony offered by Defendants' witnesses concerning Supplemental Matters, provided that such opinions or testimony reasonably could have been anticipated from the Defendants' experts' original report/s provided, on the ground that such opinion or testimony was not previously the subject of a defense expert report or set forth in Defendants' disclosure responses under Tex. R. Civ. P. 194(f).

Disclosures of experts and expert reports later than the dates identified above shall be permitted only by agreement by all parties or with leave of Court.

6. DISCOVERY COMPLETION DEADLINE

09/24/12

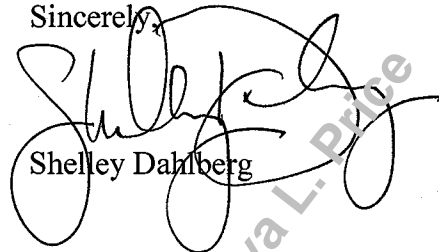
All discovery shall be completed by this date unless otherwise agreed by the parties, except that discovery concerning those experts who have been designated on or after August 20, 2012, shall be completed by October 8, 2012.



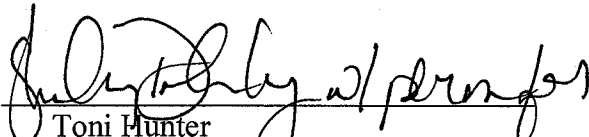
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If this accurately represents your understanding of the agreement among the parties, please enter your signature below and return to me. I will file with the court.

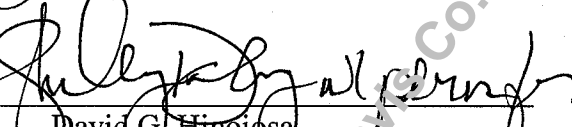
Sincerely,



Shelley Dahlberg


AGREED:

By: 
Toni Hunter
Attorney for Texas Taxpayer Plaintiffs

By: 
Mark R. Trachtenberg
Attorney for Calhoun County ISD Plaintiffs

By: 
David G. Hinojosa
Attorney for Edgewood ISD Plaintiffs

By: 
J. David Thompson, III
Attorney for Fort Bend ISD Plaintiffs

By: 
J. Christopher Diamond
Attorney for the Efficiency Intervenor



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GREG ABBOTT

Very truly yours,

SHELLEY N. DAHLBERG

Shelley N. Dahlberg
Assistant Attorney General

Enclosures

Unofficial copy Travis Co. District Clerk Velda L. Price